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March 23, 1993

OF COUNSEL
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MAR 2 3 1993

Ms. Donna R. Searcy Secretary Federal Communications Commission 1919 M Street, N.W. Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Re: MM Docket No. 92-308

Slidell, LA

Dear Ms. Searcy:

Transmitted herewith, on behalf of Caroline K. Powley d/b/a Unicorn Slide, applicant in the above-referenced proceeding, is an original and two (2) copies of its Motion for Late Acceptance of Notice of Appearance.

Should questions arise with respect to this filing, kindly communicate with the undersigned.

Very truly yours,

Lee J. Peltzman

Counsé/1 f(o)

CAROLÎNE K. POWLEY d/b/a UNICORN SLIDE

LJP:bpt Enclosure 26011.00\Searcy.323

Before the Federal Communications Commission Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: The Honorable Richard L. Sippel Administrative Law Judge

MOTION FOR LATE ACCEPTANCE OF NOTICE OF APPEARANCE

Caroline K. Powley d/b/a Unicorn Slide ("US"), by her attorneys and in accordance with Section 1.221(c) of the Commission's Rules, hereby moves for acceptance of her latefiled Notice of Acceptance. In support thereof, the following is submitted:

US and Trudy Mitchell, the other applicant in this proceeding, have filed a Settlement Agreement and a Joint Request for Approval of Settlement Agreement which seek the dismissal of US's application and the grant of Mitchell's application. As such, assuming such approval US does not intend to appear on the date set for hearing and present evidence on the issues specified in this proceeding. In view of the fact that US does not intend to prosecute her application at a comparative hearing, but instead seeks to have her application dismissed as part of a settlement agreement, US failed prevously to file a Notice of Appearance.

Upon reflection, and in an abundance of caution, US has determined that she should file a Notice of Appearance. Pursuant to Section 1.221(c) of the rules, US seeks the acceptance of her late-filed Notice of Appearance, filed concurrently with this motion. In this respect, as noted above, US's participation in the hearing is limited to having her application dismissed for expenses. As such, no party is prejudiced by acceptance of US's Notice nor will the Commission's administrative processes be unnecessarily taxed. Counsel for the Commission's Mass Media Bureau has authorized the undersigned to state that she has been advised of this filing and will not oppose this Motion for Late Acceptance.

Accordingly, for good cause shown, US requests that its late-filed Notice of Appearance be accepted.

Respectfully submitted,

Lee J. Peltzman

Counsel for

Caroline K. Powley d/b/a

Unicorn Slide

Baraff, Koerner, Olender & Hochberg, P.C. 5335 Wisconsin Avenue, N.W. Suite 300 Washington, D. C. 20015

March 23, 1993

CERTIFICATE OF SERVICE

I, Frances B. Brock, a secretary in the law offices of Baraff, Koerner, Olender & Hochberg, P.C., do hereby certify that on this 23rd day of March, 1993, copies of the foregoing document were mailed postage prepaid via United States mail to the following:

Honorable Richard L. Sippel*
Federal Communications Commission
2000 L Street, N.W., Room 214
Washington, D.C. 20554

Paulette Laden, Esq.*
Federal Communications Commission
Hearing Branch, Mass Media Bureau
2025 M Street, N.W., Room 7212
Washington, D.C. 20554

Eugene T. Smith, Esq. Law Offices 715 G Street, S.E. Washington, D.C. 20003

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1233 20th Street, N.W.
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Frances B. Brock

^{*}Via Hand Delivery